

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE**

FEDERATED AMERICAN LEADERS FUND, INC.;
FEDERATED AMERICAN LEADERS FUND II;
FEDERATED STOCK TRUST; FEDERATED TOTAL
RETURN BOND FUND (Successor in interest to
Federated Managed Income Portfolio); FEDERATED
CAPITAL APPRECIATION FUND II; FEDERATED
MID CAP GROWTH STRATEGIES FUND;
FEDERATED MID CAP GROWTH STRATEGIES
FUND II; FEDERATED LARGE CAP GROWTH
FUND; FEDERATED BOND FUND; FEDERATED
CAPITAL APPRECIATION FUND; FEDERATED
INTERMEDIATE CORPORATE BOND FUND; and
FEDERATED QUALITY BOND FUND II,

Plaintiffs,

v.

TYCO INTERNATIONAL LTD.; TYCO
ELECTRONICS LTD.; COVIDIEN LTD.;
COVIDIEN (U.S.); L. DENNIS KOZLOWSKI;
MARK H. SWARTZ; and FRANK E. WALSH, JR.,

Defendants.

MDL Docket No.: 02-01335-PB
Docket No.: 08-CV-01337-PB

**AGREED ORDER AND FINAL JUDGMENT OF DISMISSAL
AGAINST DEFENDANT MARK H. SWARTZ**

Plaintiffs Federated American Leaders Fund, Inc., Federated Clover Value Fund II
(formerly named Federated American Leaders Fund II), Federated Stock Trust, Federated Total
Return Bond Fund (successor in interest to Federated Managed Income Portfolio), Federated
Capital Appreciation Fund II, Federated Mid Cap Growth Strategies Fund, Federated Mid Cap
Growth Strategies Fund II, Federated Large Cap Growth Fund, Federated Bond Fund, Federated
Capital Appreciation Fund, Federated Intermediate Corporate Bond Fund, and Federated Quality
Bond Fund II (“Plaintiffs”) and Defendant Mark H. Swartz. (each of them a “Settling Party” and
collectively, the “Settling Parties”) having represented to the Court that they have entered into a

settlement agreement that resolves all issues between and among them in the Complaint, and for good cause shown, the Court ORDERS:

1. Because there is no just reason for the delaying the entry of a final judgment with respect to the claims asserted by Plaintiffs against the Settling Parties, all claims asserted by Plaintiffs against Swartz in the Complaint are DISMISSED WITH PREJUDICE pursuant to Federal Rule of Civil Procedure 54(b).

2. The Clerk is directed to enter this Agreed Order and Final Judgment of Dismissal against Defendant Mark H. Swartz as a final judgment and send a copy of same to all counsel of record.

IT IS SO ORDERED.

Enter: / /2009

The Hon. Paul Barbadoro
United States District Judge

We ask for this:

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CERTIFICATE OF SERVICE

I certify that copies of the foregoing were served this date on the attached Service List through ECF or by mail for those on the list who do not have an ECF Registration.

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